

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

SEP 20 1996

GEORGE D. FREITICE, CLERK

IN RE:)	Chapter 7 Bankruptcy
)	Bankruptcy No. 96-21104-KD
RODNEY L. CARR, SS#483-66-6931)	
and CYNTHIA D. CARR, SS#387-62-9797)	
)	
Debtors)	
-----)	
CHEVY CHASE BANK)	
)	
Plaintiff,)	Adversary No. 96-2139-KD
)	
vs.)	
)	
RODNEY L. CARR and)	
CYNTHIA D. CARR)	
)	
Defendants.)	

ORDER AND JUDGMENT

The Court having been presented with the consent to Entry of Judgment finds that good cause has been shown to enter a non-dischargeable judgment against each Defendant pursuant to 11 U.S.C. §523(a)(2).

WHEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that a non-dischargeable judgment in the amount of \$6,000 is entered against each of the Defendants in favor of the Plaintiff.

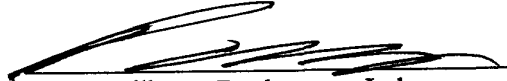
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Plaintiff shall satisfy that judgment if it is paid \$2,500.00 on or before November 10, 1996.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that if the Defendants do not pay Plaintiff \$2,500.00 on or before November 10, 1996 the Plaintiff shall be entitled to enforce the entire \$6,000.00 judgment by any means available under law.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that this Judgment shall not be dischargeable in any chapter of Bankruptcy.

DATED this _____ day of _____, 1996.




Paul J. Kilburg, Bankruptcy Judge
Northern District of Iowa

Order prepared by:

Joseph A. Peiffer #7676
PEIFFER LAW OFFICE
P.O. Box 10585
Cedar Rapids, IA 52410-0585
Telephone: (319) 294-1641

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Notice sent to:

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James A. O'Brien
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Rodney L. Carr
479 Kaufmann Ave.
Dubuque, IA 52001

Cynthia D. Carr
2027 Washington
Dubuque, IA 52001

US Trustee - CR
Law Building Suite 400
225 2nd Street SE
Cedar Rapids, IA 52401

9-20-76
my

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

IN RE:)	
)	
RODNEY L. CARR, SS#483-66-6931)	Chapter 7 Bankruptcy
and CYNTHIA D. CARR, SS#387-62-9797)	Bankruptcy No. 96-21104-KD
)	
Debtors)	
-----)	
CHEVY CHASE BANK)	
Plaintiff,)	
vs)	
)	Adversary No. 96-2139-KD
RODNEY L. CARR and)	
CYNTHIA D. CARR)	
Defendants.)	
)	

CONSENT TO ENTRY OF AN ORDER FOR
NON-DISCHARGEABLE JUDGMENT

COME NOW the Defendants, Rodney L. Carr and Cynthia D. Carr, by themselves and through their undersigned counsel and hereby Consent for to Entry of a Order for Non-Dischargeable Judgment against them pursuant to 11 U.S.C. §523(a)(2) stating to the Court the following:

1. Complaint has been filed in the above captioned action. The parties have reached a settlement wherein the undersigned Defendants hereby consent to entry of a non-dischargeable judgment in the amount of \$6,000.00 against them jointly and individually.

2. The Defendants understand and agree that in the event they pay the Plaintiff the sum of \$2,500.00 on or before November 10, 1996, that Chevy Chase Bank will be obligated to satisfy this judgment.

3. The Defendants further understand that in the event the payment is not made as ordered, that Chevy Chase Bank will be empowered to recover this judgment from them in any means permitted by law.

4. The Defendants hereby understand and consent that this judgment shall be non-dischargeable in any proceeding under any chapter of bankruptcy, including Chapter 13.

5. The Defendants further concede that a judgment for the full amount of the indebtedness could be entered against them, finding that the entire amount due and owing Chevy Chase Bank is non-dischargeable.

WHEREFORE, the Defendants hereby consent to entry of non-dischargeable judgment in the amount of \$6,000.00 against them jointly and individually, Chevy Chase Bank agrees that upon payment of \$2,500.00 on or before the 10th day of November, 1996, that it shall satisfy the judgment against each of the Defendants.

DATED this 16 day of September, 1996.

X Rodney L. Carr
Rodney L. Carr

X Cynthia D. Carr
Cynthia D. Carr

James A. O'Brien
James A. O'Brien # 7005
Conzett & O'Brien
P.O. Box 741
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Joseph A. Peiffer
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ATTORNEY FOR DEFENDANTS

ATTORNEY FOR CHEVY CHASE BANK

CERTIFICATE OF SERVICE

I hereby certify that a copy of the document on which this appears and all enclosures, was mailed the date indicated below, to all creditors and parties in interest listed on the attached matrix list as required by the Bankruptcy Code and Rules by Peiffer Law Office.

Dated: 9/18/96

Signed: Sandra J. Brock

Wesley B. Huisinga
115 Third Street SE
Cedar Rapids, Iowa 52401

U.S. Trustee
Law Building, Suite 400
225 2nd Street SE
Cedar Rapids, Iowa 52401

James A. O'Brien
491 West 4th Street
P.O. Box 741
Dubuque, Iowa 52004-0741

Don H. Seilhamer
Bankruptcy Litigation
Chevy Chase Bank
5300 Spectrum Drive
Frederick, Maryland 21701

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

FILED
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

OCT 17 1996

GEORGE D. PRENTICE, II

IN RE:

RODNEY L. CARR, SS#483-66-6931
and CYNTHIA D. CARR, SS#387-62-9797

Debtors

CHEVY CHASE BANK

Plaintiff,

vs.

RODNEY L. CARR and
CYNTHIA D. CARR,

Defendants.

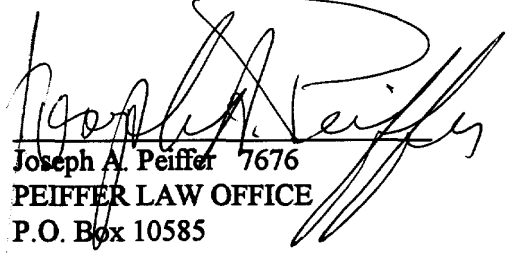
Chapter 7 Bankruptcy
Bankruptcy No. 96-21104-KD

Adversary No. 96-2139-KD

SATISFACTION OF
JUDGMENT

COMES NOW the judgment creditor in the above captioned cause and herewith acknowledges full and complete payment of the judgment entered in his favor and hereby satisfies said judgment of record. Plaintiff hereby waives reimbursement of costs.

Dated this 17 day of October, 1996.


Joseph A. Peiffer 7676
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ATTORNEY FOR PLAINTIFF

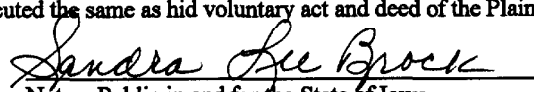
ACKNOWLEDGMENT

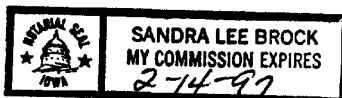
STATE OF IOWA)

) ss:

COUNTY OF LINN)

On this 17th day of October, 1996, before me, the undersigned, a Notary Public in and for said County and said State, personally appeared Joseph A. Peiffer, attorney for Plaintiff, to me known to be the identical person named in and who executed the foregoing document and acknowledged that he executed the same as his voluntary act and deed of the Plaintiff herein.


Sandra Lee Brock
Notary Public in and for the State of Iowa



Copy handed to
filing attorney
on date filed 10/17/96

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